



PTO/SB/21 (09-04)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

| | | |
|---|------------------------|-----------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 09/113,071 |
| | Filing Date | July 10, 1998 |
| | First Named Inventor | Kia Silverbrook |
| | Art Unit | 2851 |
| | Examiner Name | Peter B Kim |
| Total Number of Pages in This Submission | Attorney Docket Number | ART32US |

RECEIVED
NOV 03 2004
TECH CENTER 2000

| ENCLOSURES (Check all that apply) | | |
|---|--|---|
| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance Communication to TC |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Terminal Disclaimer | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Request for Refund | Correspondence |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> CD, Number of CD(s) _____ | |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> Landscape Table on CD | |
| <input type="checkbox"/> Reply to Missing Parts/Incomplete Application | Remarks | |
| <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | Email: kia.silverbrook@silverbrookresearch.com Telephone: 61-2-9818-6633 Facsimile: 61-2-9555 7762 | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | | |
|--|----------------------------------|----------|--|
| Firm Name | | | |
| Signature | | | |
| Printed name | Kia Silverbrook and Paul Lapstun | | |
| Date | October 28, 2004 | Reg. No. | |

| CERTIFICATE OF TRANSMISSION/MAILING | | | |
|---|--|------|--|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: | | | |
| Signature | | | |
| Typed or printed name | | Date | |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



SILVERBROOK RESEARCH Pty Ltd

393 Darling Street Balmain NSW 2041 Australia

PO Box 207 Balmain NSW 2041 Australia

Phone: +61 2 9818 6633 Fax: + 61 2 9555 7762

Email: info@silverbrookresearch.com

ACN 066 573 671

October 28, 2004

Commissioner of Patents
Box DAC
WASHINGTON DC 20231
USA

Attention: Office of Petitions

RECEIVED

NOV 03 2004

TECH CENTER 2800

Dear Sirs

United States Patent Application Serial No. 09/113,071

Inventors/Assignors: KIA SILVERBROOK and PAUL LAPSTUN

Assignee: SILVERBROOK RESEARCH PTY LTD

Our docket No: ART32US

We attach:

- A copy of the Request to Withdraw Holding of Abandonment dated March 14, 2003, to Notice of Abandonment of Examiner, Peter B Kim, of January 21, 2003.
- A copy of email communication sent to Examiner Peter Kim on October 20, 2004
- A copy of email reply from Examiner Peter Kim dated October 23, 2004.

We would be most grateful if you could let us know whether you ever received our Request to Withdraw Holding of Abandonment dated March 14, 2003. If you did, please let us know whether the Abandonment is withdrawn or not. If you did not received our Request to Withdraw Abandonment, kindly let us know what next course of action is to be taken to reinstate this application..

Thank you for your assistance.

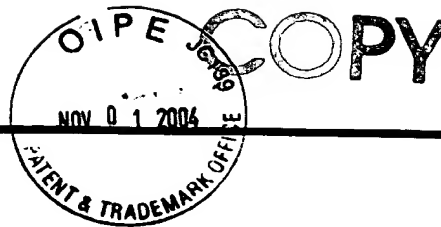
Yours faithfully

KIA SILVERBROOK
Silverbrook Research Pty Ltd

Encl.

Pascale Hair

From: Kim, Peter [Peter.Kim@USPTO.GOV]
Sent: Saturday, 23 October 2004 4:50 AM
To: Pascale Hair
Subject: RE: USSN 09/113,071 - Our Ref: ART32US



Mr. Silverbrook,

There is no record of your petition in the file.
Please contact the petitions office regarding this matter.

Petitions, Office of (Patent) 571-272-3282 571-273-0025

Peter Kim

RECEIVED

NOV 03 2004

TECH CENTER 2800

COPY

Pascale Hair

From: Pascale Hair [pascale.hair@silverbrookresearch.com]
Sent: Wednesday, 20 October 2004 2:57 PM
To: Peter.Kim@USPTO.Gov
Subject: USSN 09/113,071 - Our Ref: ART32US



Dear Examiner Kim,

We refer to the above application and note that it is still showing as "abandoned" on the USPTO's status website. I would be grateful if you could confirm whether or not you received our Petition to Withdraw Holding of Abandonment dated March 14, 2003 at your earliest convenience.

Many thanks,

Yours sincerely,

Kia Silverbrook
Silverbrook Research Pty Ltd

RECEIVED

NOV 03 2004

TECH CENTER 2000



 *** TX REPORT ***

COPY

TRANSMISSION OK

| | |
|----------------|-----------------|
| TX/RX NO | 0621 |
| CONNECTION TEL | 001117033087382 |
| SUBADDRESS | |
| CONNECTION ID | ***** |
| ST. TIME | 14/03 01:05 |
| USAGE T | 01'43 |
| PGS. SENT | 6 |
| RESULT | OK |



SILVERBROOK RESEARCH Pty Ltd

393 Darling Street Balmain NSW 2041 Australia
 PO Box 207 Balmain NSW 2041 Australia
 Phone: +61 2 9818 6633 Fax: + 61 2 9818 6711
 Email: info@silverbrookresearch.com
 ACN 066 573 671

FACSIMILE MESSAGE

Date **March 14, 2003**

To: **Receptionist Group Art Unit 2851**
(not in service)

Fax No.: **0011 1 703 308 8755 7382**

Subject: **United States Patent Application No. 09/113,071**
Inventors/Assignors: Kia Silverbrook and Paul Lapstun
Assignee: SILVERBROOK RESEARCH PTY LTD

Our Ref: **ART32US**

RECEIVED

NOV 03 2004

TECH CENTER 2800

Total Number of Pages (including this) : **6**

Attached is a letter in response to Office Communication of Examiner, Peter B Kim, of January 21, 2003.

Regards

P.L.

PP: Leonie News
 Silverbrook Research Pty Ltd



COPY

SILVERBROOK RESEARCH Pty Ltd

393 Darling Street Balmain NSW 2041 Australia

PO Box 207 Balmain NSW 2041 Australia

Phone: +61 2 9818 6633 Fax: + 61 2 9818 6711

Email: info@silverbrookresearch.com

ACN 066 573 671

FACSIMILE MESSAGE

Date **March 14, 2003**

To: **Receptionist Group Art Unit 2851**

Fax No.: **0011 1 703 308 8755 7382** *(not in service)*

Subject: **United States Patent Application No. 09/113,071**
Inventors/Assignors: Kia Silverbrook and Paul Lapstun
Assignee: SILVERBROOK RESEARCH PTY LTD

Our Ref: **ART32US**

Total Number of Pages (including this) : **6**

RECEIVED

NOV 03 2004

TECH CENTER 2004

Attached is a letter in response to Office Communication of Examiner, Peter B Kim, of January 21, 2003.

Regards

P.L.

PP: Leonie News
Silverbrook Research Pty Ltd

This facsimile contains information that is privileged and confidential, and is intended only for the use of the individual or entity named above. If you have received this facsimile in error, or if the transmission is not complete, please notify us immediately by telephone or facsimile.



COPY

PTO/SB/97 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Certificate of Transmission under 37 CFR 1.8

USSN 09/113,071 (Docket No. ART32US)
Letter enclosed

I hereby certify that this correspondence is being facsimile transmitted to the
United States Patent and Trademark Office

on March 14, 2003

Date



Signature

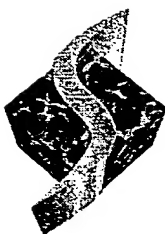
Kia Silverbrook and Paul Lapstun

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

RECEIVED
NOV 03 2004
TECH CENTER 2800

Burden Hour Statement: This form is estimated to take 0.03 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



COPY

SILVERBROOK RESEARCH Pty Ltd

393 Darling Street Balmain NSW 2041 Australia

PO Box 207 Balmain NSW 2041 Australia

Phone: +61 2 9818 6633 Fax: + 61 2 9818 6711

Email: info@silverbrook.com.au

ACN 066 573 671

11 March 2003

Commissioner of Patents and Trademarks
Box Assignment
WASHINGTON DC 20231
USA

BY FAX

Dears Sir

United States Patent Application Serial No. 09/113,071

Inventors/Assignors: KIA SILVERBROOK and PAUL LAPSTUN

Assignee: SILVERBROOK RESEARCH PTY LTD

Our docket: ART32US

RECEIVED
NOV 03 2004
TECH CENTER 2800

We refer to the Notice of Abandonment and now lodge a petition to WITHDRAW HOLDING OF ABANDONMENT.

The enclosed Declaration of our Patent Administrator, Leonie Frances News, confirms that:

a) The formal drawing sheet for Fig. 2 was sent to the USPTO by facsimile on December 15, 2000.

A credit card authorization form is attached in payment of the petition fee.

We look forward to receiving favourable consideration of our petition in the near future.

Thank you for your assistance.

Yours faithfully

Kia Silverbrook

kia.silverbrook@silverbrookresearch.com

Paul Lapstun



COPY

PTO-2038 (02-2000)

Approved for use through 01/31/2003. OMB 0651-0043

United States Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

United States Patent & Trademark Office
Credit Card Payment Form
Please Read Instructions before Completing this Form

Credit Card Information

| | | | | |
|---|---|-------------------|------------------|----------------------------|
| Credit Card Type: | Visa | <u>MasterCard</u> | American Express | Discover |
| Credit Card Account #: | [REDACTED] | | | |
| Credit Card Expiration Date: | 06/04 | NOV 08 2004 | | |
| Name as it Appears on Credit Card: | Silverbrook Research P L Janette Lee | | | |
| Payment Amount: \$(US Dollars): | \$ 130.00 | | | |
| Signature: | | | | Date: March 6, 2003 |

Refund Policy: The Office may refund a fee paid by mistake or in excess of that required. A change of purpose after the payment of a fee will not entitle a party to a refund of such fee. The Office will not refund amounts of twenty-five dollars or less unless a refund is specifically requested, and will not notify the payor of such amounts (37 CFR 1.26). Refund of a fee paid by credit card will be via credit to the credit card account.

Service Charge: There is a 50.00 service charge for processing each payment refused (including a check returned "unpaid") or charged back by a financial institution (37 CFR 1.21(m)).

Credit Card Billing Address

| | | | |
|--------------------------|--------------------|--------------------------|------------------------------|
| Street Address 1: | 393 Darling Street | | |
| Street Address 2: | | | |
| City: | Balmain | | |
| State: | NSW | Zip/Postal Code : | 2041 |
| Country: | Australia | | |
| Daytime Phone #: | +61 2 98186633 | | Fax #: +61 2 98186711 |

Request and Payment Information

Description of Request and Payment Information:

Petition to Withdraw Holding of Abandonment

| Patent Fee | Patent Maintenance Fee | Trademark Fee | Other Fee |
|---------------------------------------|------------------------|----------------------------------|--------------------------|
| Application No. 09/113,071 | Application No. | Serial No. | IDON Customer No. |
| Patent No. | Patent No. | Registration No. | |
| Attorney Docket No. ART3245 | | Identify or Describe Mark | |

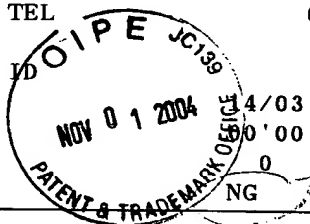
If the cardholder includes a credit card number on any form or document other than the Credit Card Payment Form, the United States Patent & Trademark Office will not be liable in the event that the credit card number becomes public knowledge.

 *** ERROR TX REPORT ***

COPY

TX FUNCTION WAS NOT COMPLETED

TX/RX NO 0620
 CONNECTION TEL 001117033088755
 SUBADDRESS
 CONNECTION ID
 ST. TIME 14/03 01:01
 USAGE T 00'00
 PGS. SENT 0
 RESULT NG STOP



did not go through



SILVERBROOK RESEARCH Pty Ltd

393 Darling Street Balmain NSW 2041 Australia
 PO Box 207 Balmain NSW 2041 Australia
 Phone: +61 2 9818 6633 Fax: + 61 2 9818 6711
 Email: info@silverbrookresearch.com
 ACN 066 573 671

FACSIMILE MESSAGE

RECEIVED

Date March 14, 2003

NOV 13 2004

To: Receptionist Group Art Unit 2851

TECH CENTER 2809

Fax No.: 0011 1 703 308 8755

Subject: United States Patent Application No. 09/113,071
 Inventors/Assignors: Kia Silverbrook and Paul Lapstun
 Assignee: SILVERBROOK RESEARCH PTY LTD

Our Ref: ART32US

Total Number of Pages (including this) : 6

Attached is a letter in response to Office Communication of Examiner, Peter B Kim, of January 21, 2003.

Regards

P.L.

AP: Leonie News
 Silverbrook Research Pty Ltd